

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 282 be amended to read as follows:

- 1 Page 2, line 42, delete "meets the following" and insert "**is**".
- 2 Page 3, delete line 1.
- 3 Page 3, line 2, delete "(1) The district has been".
- 4 Page 3, delete lines 5 through 9.
- 5 Run in page 2, line 42, through page 3, line 10.
- 6 Page 5, between lines 1 and 2, begin a new paragraph and insert:
- 7 "SECTION 3. IC 36-4-3-4.1 IS AMENDED TO READ AS
- 8 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 4.1. (a) This section
- 9 applies to the following:
- 10 (1) A town having a population of:
- 11 (A) more than fifteen thousand (15,000); or
- 12 (B) more than five thousand (5,000) but less than six thousand
- 13 three hundred (6,300);
- 14 located in a county having a population of more than one hundred
- 15 thousand (100,000) but less than one hundred five thousand
- 16 (105,000).
- 17 (2) A city having a population of more than thirty-two thousand
- 18 eight hundred (32,800) but less than thirty-three thousand
- 19 (33,000).
- 20 (3) A municipality that is located in a county having a population
- 21 of more than four hundred thousand (400,000) but less than seven
- 22 hundred thousand (700,000).
- 23 (4) A town having a population of more than nine thousand
- 24 (9,000) but less than thirty thousand (30,000) located in a county
- 25 having a population of more than one hundred eighty thousand

(180,000) but less than one hundred eighty-two thousand seven hundred ninety (182,790).

(5) A town located adjacent to state reformatory property.

(6) A town located between mile markers thirteen (13) and fifteen (15) of Interstate Highway 69.

(b) Except as provided in subsection (c), the legislative body of a municipality to which this section applies may, by ordinance, annex territory that:

(1) is contiguous to the municipality;

(2) in the case of a municipality described in subsection ~~(a)(1)~~ **(a)(1)(A) or (a)(1)(B)**, has its entire area within the township within which the municipality is primarily located; and

(3) is owned by a property owner who consents to the annexation.

(c) Subsection (b)(2) does not apply to a town having a population of:

(1) more than five thousand (5,000) but less than eight thousand (8,000); or

(2) more than nine thousand (9,000) but less than twelve thousand five hundred (12,500);

in a county having a population of more than four hundred thousand (400,000) but less than seven hundred thousand (700,000).

(d) Territory annexed under this section is exempt from all property tax liability under IC 6-1.1 for municipal purposes for all portions of the annexed territory that ~~is~~ **are** classified for zoning purposes as ~~agriculture~~ **agricultural** and ~~remains~~ **remain** exempt from the property tax liability while the property's zoning classification remains ~~agriculture~~ **agricultural**.

(e) There may not be a change in the zoning classification of territory annexed under this section without the consent of the owner of the annexed territory.

(f) Except as provided in subsection (g), territory annexed under this section may not be considered a part of the municipality for purposes of involuntarily annexing additional territory.

(g) Territory annexed under this section shall be considered a

1 **part of the municipality for purposes of annexing additional**
2 **territory under section 5 or 5.1 of this chapter."**

3 Renumber all SECTIONS consecutively.
(Reference is to ESB 282 as printed March 18, 2005.)

Representative Reske